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TO: U.S. Patent and Trademark Office

THE FIRM'S FACSIMILE TRANSMITTERS:

FROM: Carolyn Di Meglio

(201) 343-1684

(201) 343-7544

DATE: April 27, 2005

PAGES TO FOLLOW: 9

SUBJECT: APPLICATION NO. 09/864,675

ATTORNEY DOCKET NO. 1094-1-030N

This facsimile is per my teleconference with Mr. Charles Welch from your Patent EBC Department today.

Mr. Welch advised me to resend the Revocation of Power of Attorney forms which were mailed to you on March 21, 2005. These forms were submitted to you along with the filing of 1094-1-030NCON (11/085,812).

Thank you for your assistance in this matter.

Carolyn Di Meglio

1094-1-030N

Fax No. 703-872-9306

If you have any questions regarding compatibility, you may reach us at (201) 487-5800.

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PTO/SB/82 (09-03)

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**REVOCATION OF POWER OF  
ATTORNEY WITH  
NEW POWER OF ATTORNEY  
AND  
CHANGE OF CORRESPONDENCE ADDRESS**

Application Number	09/864,675
Filing Date	May 23, 2001
First Named Inventor	Mark Marchionni
Art Unit	1647
Examiner Name	Christopher J. Nichols
Attorney Docket Number	1094-1-030N

I hereby revoke all previous powers of attorney given in the above-identified application.

☒ A Power of Attorney is submitted herewith.

OR

☐ I hereby appoint the practitioners associated with the Customer Number:

☒ Please change the correspondence address for the above-identified application to:

☒ The address associated with  
Customer Number:

23565

OR

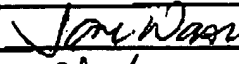
<input type="checkbox"/> Firm or Individual Name			
Address			
Address			
City	State	Zip	
Country			
Telephone	Fax		

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

**SIGNATURE of Applicant or Assignee of Record**

Name	Jane Wasman, Esq., Executive Vice President		
Signature			
Date	3/14/05	Telephone	914-347-4300 x 161

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.36. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/01 (09-03)

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**POWER OF ATTORNEY  
and  
CORRESPONDENCE ADDRESS  
INDICATION FORM**

Application Number	09/864,675
Filing Date	May 23, 2001
First Named Inventor	Mark Marchionni
Title	NRG-2 NUCLEIC ACID MOLE...
Art Unit	1647
Examiner Name	Christopher J. Nichols
Attorney Docket Number	1094-1-030N

I hereby appoint:

☒ Practitioners associated with the Customer Number:

23565

OR

☐ Practitioner(s) named below:

Name	Registration Number

as my/our attorney(s) or agent(s) to prosecute the application identified above, and to transact all business in the United States Patent and Trademark Office connected therewith.

Please recognize or change the correspondence address for the above-identified application to:

☒ The address associated with the above-mentioned Customer Number:

OR

☐ The address associated with Customer Number:

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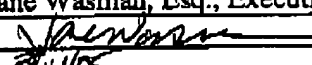
<input type="checkbox"/> Firm or Individual Name			
Address			
Address			
City	State	Zip	
Country			
Telephone	Fax		

I am the:

☐ Applicant/Inventor.

☒ Assignee of record of the entire interest. See 37 CFR 3.71.  
Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96)

## SIGNATURE of Applicant or Assignee of Record

Name	Jane Wasman, Esq., Executive Vice President		
Signature			
Date		Telephone	(914) 347-4300 x161

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☐ Total of \_\_\_\_\_ forms are submitted.

This collection of information is required by 37 CFR 1.31 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1460.

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PTO/SB/86 (08-03)

Approved for use through 07/31/2008. OMB 0851-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Mark MarchionniApplication No./Patent No.: 09/864,675Filed/Issue Date: May 23, 2001Entitled: NRG-2 NUCLEIC ACID MOLECULES, POLYPEPTIDES, AND DIAGNOSTIC AND THERAPEUTIC METHODSACORDA THERAPEUTICS, INC.a Corporation

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest; or2. ☐ an assignee of less than the entire right, title and interest.

The extent (by percentage) of its ownership interest is \_\_\_\_\_ %

In the patent application/patent identified above by virtue of either:

A. [ ] An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:1. From: Mark Marchionni To: Genes Pharmaceuticals, Inc.The document was recorded in the United States Patent and Trademark Office at  
Reel 012191, Frame 0587, or for which a copy thereof is attached.2. From: Genes Pharmaceuticals, Inc. To: Acorda Therapeutics, Inc.The document was recorded in the United States Patent and Trademark Office at  
Reel 012191, Frame 0587, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

[ ] Additional documents in the chain of title are listed on a supplemental sheet.

☒ Copies of assignments or other documents in the chain of title are attached.

[NOTE: A separate copy (i.e., the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

3/4/05

Date

(914) 347-4300 x161

Telephone number

Jane Wasman, Esq., Executive Vice President

Typed or printed name

Jane Wasman

Signature

Executive Vice President

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1460, Alexandria, VA 22313-1460. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1460, Alexandria, VA 22313-1460.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



UNITED STATES  
PATENT AND  
TRADEMARK OFFICE

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NOVEMBER 29, 2001

Under Secretary of Commerce For Intellectual Property and  
Director of the United States Patent and Trademark Office  
Washington, DC 20231  
www.uspto.gov

CLARK & ELBING LLP  
KRISTINA BIEKER-BRADY, PH.D.  
176 FEDERAL STREET  
BOSTON, MA 02110



\*101857178A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 09/24/2001

REEL/FRAME: 012191/0587  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:  
MARCHIONNI, MARK

DOC DATE: 09/17/2001

ASSIGNEE:  
CENES PHARMACEUTICALS, INC.  
333 PROVIDENCE HIGHWAY  
NORWOOD, MASSACHUSETTS 02062

SERIAL NUMBER: 60206495  
PATENT NUMBER:

FILING DATE: 05/23/2000  
ISSUE DATE:

SHARON LATIMER, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

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DEC 03 2001

CLARK & ELBING

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09-27-2001

APR 27 2005

101857178

Substitute Form PTO-1595

Attorney Docket Number: 04585/049002

Certificate of Mailing: Date of Deposit September 21, 2001

I hereby certify under 37 C.F.R. § 1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated above and is addressed to BOX ASSIGNMENT, Commissioner, United States Patent and Trademark Office, Washington, D.C. 20231.

Mary Jane DiPalma  
Printed Name

*Mary Jane DiPalma*  
Signature of Person Mailing Correspondence

### RECORDATION FORM COVER SHEET PATENTS ONLY

Please record the attached document.

1. Names of all conveying parties:

Mark Marchionni

9-2401

2. Names and addresses of all receiving parties:

CoNes Pharmaceuticals, Inc.  
333 Providence Highway  
Norwood, MA 02062

Additional names attached: NO

Additional names/addresses attached: NO

3. Nature of conveyance:

☒ Assignment☐ Merger☐ Security Agreement☐ Change of Name☐ Other: \_\_\_\_\_

SEP 24 2001

Execution Date: September 17, 2001

4. Application numbers or patent numbers:

A. Patent Application Numbers: 09/864,675,  
60/206,495

B. Patent Numbers:

5. Name and address of party to whom correspondence concerning document should be mailed:

Kristina Bleker-Brady, Ph.D., Reg. No. 39,109  
Clark & Elbing LLP  
176 Federal Street  
Boston, MA 02110  
Customer No.: 21559

6. Total number of applications/patents involved: 2

7. Total fee (37 C.F.R. § 3.41): \$80.00

☒ Fee enclosed☐ Authorized to charge deposit account

8. Deposit account number: 03-2095. If the fee above is being charged to deposit account, a duplicate copy of this cover sheet is attached. Please apply any additional charges, or any credits, to Deposit Account No. 03-2095.

09/26/2001

AHMED1 00000175 60206495

01 FC:581

80.00

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9. Statement and signature: To the best of my knowledge and belief, the foregoing information is true and correct and the attached is the original document.

Kristina Bleker-Brady, Ph.D.  
Name of person signing

*Kristina Bleker-Brady*  
Signature

*September 21, 2001*  
Date



21559

**BEST AVAILABLE COPY****ASSIGNMENT**

For valuable consideration, I,

Full Name of Assignor	City	State (and Country if not USA)
Mark Marchionni	Arlington	MA

hereby assign to

Full Name of Assignee	State of Incorporation	Business Address
CoNes Pharmaceuticals, Inc.	Delaware	333 Providence Highway Norwood, MA 02062

and to its successors and assigns (collectively hereinafter called "the Assignee"), the entire right, title, and interest throughout the world in the inventions and improvements which are subject of one or more applications for United States Patent signed by us, identified as:

Title of Application	Filing Date	Serial Number
NRG-2 NUCLEIC ACID MOLECULES, POLYPEPTIDES, AND DIAGNOSTIC AND THERAPEUTIC METHODS	May 23, 2001	09/864,675
NRG-2 NUCLEIC ACID MOLECULES, POLYPEPTIDES, AND DIAGNOSTIC AND THERAPEUTIC METHODS	May 23, 2000	60/208,495

and I authorize and request the attorneys appointed in said application to hereafter complete this assignment by inserting above the filing date and serial number of said application when known; this assignment includes said application, any and all United States and foreign patents, utility models, and design registrations granted for any of said inventions or improvements, and the right to claim priority based on the filing date of said application under the International Convention for the Protection of Industrial Property, the Patent Cooperation Treaty, the European Patent Convention, and all other treaties of like purposes; and I authorize the Assignee to apply in all countries in my name or in its own name for patents, utility models, design registrations, and like rights of exclusion, and for inventors' certificates for said inventions and improvements; and I agree for me and my respective heirs, legal representatives and assigns, without further compensation, to perform such lawful acts and to sign such further applications, assignments, Preliminary Statements, and other lawful documents as the Assignee may reasonably request to effectuate fully this assignment.

## BEST AVAILABLE COPY

IN WITNESS WHEREOF, I hereto set my hand and seal at Norwood, MA  
this 17th day of Sept, 2001

Mark Marchionni L.S.  
Mark Marchionni

STATE OF MA

COUNTY OF Norfolk

Before me this 17th day of Sept, 2001, personally appeared Mark Marchionni  
Mark Marchionni known to me to be the person whose name is subscribed to the foregoing Assignment,  
and acknowledged that he/she executed the same as his/her free act and deed for the purposes therein  
contained.

Ronald Regan  
Notary Public

My Commission Expires: 3-31-2006

[Notary's Seal Here]



A S S I G N M E N T

WHEREAS, GENES PHARMACEUTICALS, INC., having offices at 333 Providence Highway, Norwood, Massachusetts 02062 is the owner by Assignment recorded at the U.S. Patent and Trademark Office at Reel 012191; Frame 0587, of the following U.S. Patent Application and the inventions covered thereby:

U.S. Serial No. 09/864,675, filed May 23, 2001 by Mark A. Marchionni, for "NRG-2 Nucleic Acid Molecules, Polypeptides, and Diagnostic and Therapeutic Methods"; and

WHEREAS, ACORDA THERAPEUTICS, INC., having its principal offices at 15 Skyline Drive, Hawthorne, New York 10532 is desirous of acquiring the said U.S. Patent Application and the inventions covered thereby;

NOW THEREFORE, in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the said GENES PHARMACEUTICALS, INC. hereby assigns, transfers and sets over unto ACORDA THERAPEUTICS, INC., all its right, title and interest in and to the said U.S. Patent Application Serial No. 09/864,675, and the inventions covered thereby, and in and to any and all Letters Patent, continuations, continuations-in-part, divisions, extensions, renewals and reissues, together with the right to sue for all past infringements of said Letters Patent, if any.

The said GENES PHARMACEUTICALS, INC. covenants with the said ACORDA THERAPEUTICS, INC., its successors, assigns and legal representatives that the rights and property herein conveyed are free and clear of any encumbrance and that it has the full right to convey the same as herein expressed and that the covenants

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herein contained shall be binding upon it, its successors,  
administrators and legal representatives.

IN WITNESS WHEREOF, the said CENES PHARMACEUTICALS, INC. has  
caused these presents to be signed in its corporate name by its  
duly authorized officers this 16<sup>th</sup> day of November, 2004.

CENES PHARMACEUTICALS, INC.

By:

*Nail A*

Title:

DIRECTOR

ATTEST:

*Notary Public*  
*in and for*

City of *Cambridge*  
County of *Cambridge*

On this 16<sup>th</sup> day of November, 2004, before me personally came  
*Nail A*, to me known, who being by me duly  
sworn, did depose and say that he is the *Director* of CENES  
PHARMACEUTICALS, INC., the corporation described in and which  
executed the above instrument, and that he signed his name  
thereto by.

*[Signature]*

Notary Public

*My Commission expires at Seattle*

